IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

TUESDAY, THE 28TH NOVEMBER 2006 / 7TH AGRAHAYANA 1928

Bail Appl..No. 6981 of 2006()

CRIME NO. 341/2006 OF MEDICAL COLLEGE POLICE STATION, KOZHIKODE

PETITIONER/ACCUSED

M.P.RAJEESH, AGED 19 YEARS,
S/O.RAMESH BABU, "MANNALIPADINHARAVIL",
KOMMERI P.O., VALAYANAD AMSOM KOMMERI DESOM,
KOZHIKODE TALUK.

BY ADV. SRI.P.R.SREEJITH

RESPONDENTS: COMPLAINANT/STATE

STATE OF KERALA, REPRESENTED BY
THE PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR SRI. JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 28/11/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

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Bail Application NO. 6981 of 2006

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DATED: 28-11-2006

O R D E R

In this Petition filed under Sec. 438 Cr.P.C. the petitioner who is the 4th accused in Crime No. 341/2006 of Medical College Police Station, Kozhikode Police Station originally registered under Sec. 41 (1)(d) of Cr.P.C. as Crime No. 224/06 of Town Police Station, Kozhikode, seeks anticipatory bail.

2. The present crime came to be registered pursuant to the recovery of a generator from the petitioner on 31-10-2006 which was shown to be stolen property.

3. Even though the learned Public Prosecutor opposed the application, having regard to the fact that the petitioner is stated to be hailing from a respectable family and no previous criminal antecedents are shown against the petitioner and the petitioner is stated to be a student of the Institution of Electronics and Telecommunication Engineers studying for engineering diploma and having further regard to the fact that the marriage proposal of the 22 year old sister of the petitioner doing M.Sc Mathematics is going on, I am inclined to grant anticipatory bail to the petitioner in the hope that he will not hereafter get involved indulge in any crime . Accordingly, a direction is issued to the officer-in-charge of the police station concerned to release the petitioner on bail for a period of one month in the event of his arrest in connection with the above case on his executing a bond for Rs. 10,000/- (Rupees ten thousand only) with two solvent sureties (one of whom shall be the

petitioner's father) each for the like amount to the satisfaction to the said officer and subject to the following conditions:

1. Petitioner shall report before the Investigating Officer between 9 a.m. and 11 a.m. on all Wednesdays.

2. The petitioner shall make himself available for interrogation as and when required by the Investigating Officer.

3. The petitioner shall not influence or intimidate the prosecution witnesses nor shall he attempt to tamper with the evidence for the prosecution.

4. Petitioner shall not commit any offence while on bail.

5. Petitioner shall surrender before the Magistrate concerned and seek regular bail in the meanwhile.

If the petitioner commits breach of any of the above conditions, the bail granted to him shall be liable to be cancelled.

This application is allowed as above.

Sd/- **V.RAMKUMAR,**
JUDGE.

/true copy/

P.A. to Judge.

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